UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE: JONELLE CRUZ PEREZ, AMNELIS VILLEGAS COTTO, DEBTORS.	CASE NO. 16-08293ESL CHAPTER 13

MOTION INFORMING PRE-CONFIRMATION
PLAN DATED DECEMBER 12TH 2016

TO THE HONORABLE COURT:

COMES NOW, the Debtors through the undersigned counsel whom respectfully STATE and PRAYS:

1. Debtors submit this pre-confirmation plan dated 12-12-2016 proposing:

(a). 60x of $300 for a total plan base of $18,000.00.

(b). Mortgagee Coop A/C Vega Alta will see monthly payments unabated.

(c) Toyota Credit Puerto Rico will be paid in full with insurance furnished at maturity plus monthly adequate protection payment of $50.00 from filing until confirmation.

CERTIFICATE OF SERVICE. I hereby certify that on this same date I electronically filed the above document with the Clerk of the Court using the CM/ECF system which sent notification of such filing to all those who in this case have registered for receipt of notice by electronic mail including Ch. 13 Trustee A. Oliveras, Esq. I further certify that I have served by depositing true and exact copies thereof in the United States Mail to non CM/ECF participants.

14-DAY NOTICE

WITHIN FOURTEEN DAYS AFTER SERVICE AS EVIDENCED BY THE CERTIFICATION, AND AN ADDITIONAL THREE DAYS PURSUANT TO FED. R. BANK. P. 9006(f) IF YOU WERE SERVED BY MAIL ANY PARTY AGAINST WHOM THIS PAPER HAS BEEN SERVED, OR ANY OTHER PARTY TO THE ACTION WHO OBJECTS TO THE RELIEF SOUGHT HEREIN SHALL SERVE AND FILE AN OBJECTION OR OTHER APPROPRIATE RESPONSE TO THIS PAPER WITH THE CLERKS OFFICE OF THE US BANKRUPTCY COURT DISTRICT OF PUERTO RICO. IF NO OBJECTION OR OTHER RESPONSE IS FILED WITHIN THE TIME ALLOWED HEREIN THE PAPER WILL BE DEEMED UNOPPOSED AND MAY BE GRANTED UNLESS FORBIDDEN BY LAW, AGAINST PUBLIC POLICY OR THE COURT DETERMINES NOT IN THE INTEREST OF JUSTICE.

RESPECTFULLY SUBMITTED.

In Bayamon, Puerto Rico, this 12th day of December 2016.

MERCADO & CONAWAY LAW OFFICE
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UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE: JONELLE CRUZ PEREZ
AMNELIS VILLEGAS COTTO
DEBTOR(S)

BK. CASE # 16-08293

CHAPTER 13

CHAPTER 13 PAYMENT PLAN

NOTICE: • The following plan contains provisions which may significantly affect your rights. You should read this document carefully and discuss it with your attorney. When confirmed, the plan will bind the debtor and each creditor to its terms. Objections must be filed in writing with the Court and served upon the debtor(s), debtors' counsel, the Trustee and any other entity designated by the Court, at the 341 meeting of creditors or not less than twenty (20) days prior to the scheduled confirmation hearing. For post confirmation Plan Modifications, objections must be filed and notified in the same manner within twenty (20) days from its notification. • **This plan does not allow claims. Any party entitled to receive disbursements from the Trustee must file a proof of claim. The Trustee will pay the allowed claims, as filed, provided for in the plan, unless disallowed or expressly modified by the Court and / or the terms of the plan. If no claim is filed, the Trustee will not pay a creditor provided for in the plan, unless ordered by the Court. If the Trustee is to make POST-PETITION REGULAR MONTHLY PAYMENTS to any Secured obligation, then a proof of claim must be filed including the following information: account number, address, due date and regular monthly payment. Secured creditor must notify any change in the monthly payment, three (3) months prior to the effective date of new payment. Those post-petition monthly payments will not exceed the life of the plan.** • See the notice of commencement of case for 341 meeting date and claims bar date, the latter is the date by which a proof of claim must be filed in order to participate of the plan distribution.

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee:
■ directly ☐ by payroll deductions, as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.
☐ 3. The Confirmation Order will not vest property of the Estate on Debtor(s) until the Order discharging Debtor(s) is entered.

PLAN DATED: December 12, 2016 ☐ AMENDED PLAN DATED: ____

■ PRE ☐ POST-CONFIRMATION FILED BY ■ DEBTOR ☐ TRUSTEE ☐ UNSECURED CREDITOR

I. PAYMENT PLAN SCHEDULE

$	300.00	x	60	= $	18,000.00
$	0.00	x	0	= $	0.00
$	0.00	x	0	= $	0.00
$	0.00	x	0	= $	0.00
$	0.00	x	0	= $	0.00
		TOTAL =	60	$	18,000.00

Additional Payments:
$ ____ to be paid as a LUMP SUM
within ____ with proceeds to come from
☐ Sale of property identified as follows:

☐ Other: ____

Periodic Payments to be made other than and in addition to the above.
$ ____ x ____ = $ ____
To be made on: ____

PROPOSED PLAN BASE: $ 18,000.00

II. ATTORNEY'S FEES

To be treated as a § 507 Priority, and paid before any other creditor and concurrently with the Trustee's fees, unless otherwise provided:

a. Rule 2016(b) Statement: $ 3,000.00
b. Fees Paid (Pre-Petition): ($ 900.00)
c. R 2016 Outstanding balance: ($ 2,100.00)

d. Post Petition Additional Fees: $ 0.00

III. DISBURSEMENT SCHEDULE SEQUENCE

A. SECURED CLAIMS: ☐ Debtor represents that there are no secured claims.
■ Secured creditors will retain their liens and shall be paid as follows:

■ ADEQUATE PROTECTION Payments: Cr. TOYOTA CREDIT DE PUERTO RICO $ 50.00

☐ Trustee will pay secured ARREARS:
Cr. ____ Cr. ____ Cr. ____
Acct. ____ Acct. ____ Acct. ____
$ ____ $ ____ $ ____

☐ Trustee will pay REGULAR MONTHLY PAYMENTS:
(please refer to the above related notice, for important information about this provision)
Cr. ____ Cr. ____ Cr. ____
Acct. ____ Acct. ____ Acct. ____
Monthly Pymt.$ ____ Monthly Pymt.$ ____ Monthly Pymt.$ ____

■ Trustee will pay IN FULL Secured Claims:
Cr. TOYOTA CREDIT DE PUERTO RICO Cr. ____ Cr. ____
$ 8,312.98 $ ____ $ ____

☐ Trustee will pay VALUE OF COLLATERAL:
Cr. ____ Cr. ____ Cr. ____
$. ____ $. ____ $. ____

☐ Secured Creditor's interest will be insured. INSURANCE POLICY will be paid through plan:
Cr. ____ Ins. Co. ____ Premium: $ ____
(Please indicate in "Other Provisions" the insurance coverage period)

☐ Debtor SURRENDERS COLLATERAL TO Lien Holder:

■ Debtor will maintain REGULAR PAYMENTS DIRECTLY to: COOPERATIVA A/C VEGA ALTA

B. PRIORITIES. The Trustee will pay §507 priorities in accordance with the law [§1322 (a)(2)].
☐

C. UNSECURED PREFERRED: Plan ☐ Classifies ■ Does not Classify claims
☐ Class A: ☐ Co-debtor Claims: ☐ Pay 100%/☐ "Pay Ahead"
☐ Class B: ☐ Other Class:
☐ Cr. ____ ☐ Cr. ____ ☐ Cr. ____
$ ____ $ ____ $ ____

D. GENERAL UNSECURED NOT PREFERRED: (Case Liquidation Value = 0.00)
$

e. Total Compensation: $ 3,000.00	☐ Will be paid 100% plus __% Legal Interest. ■ Will be paid Pro-Rata from any remaining funds
Signed: /s/ JONELLE CRUZ PEREZ DEBTOR /s/ AMNELIS VILLEGAS COTTO JOINT DEBTOR	OTHER PROVISIONS: * For additional other provisions, please see attachment sheet(s).

ATTORNEY FOR DEBTOR: /s/ WIGBERTO MERCADO BARBOSA Phone: (787) 269-8844

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Chapter 13 Plan Continuation Sheet

Additional Other Provisions:
In addition to the above-stated, creditors exist to whom adequate protection payments must be paid:
Creditor will receive $**0.00** in adequate protection.

Other provisions:

1. ATTORNEY FEES TO BE PAID FIRST AFTER CONFIRMATION PRIOR TO ALL CREDITORS.

2. TOYOTA CREDIT COLLATEREAL TO BE PAID MONTHLY ADEQUATE PROTECTION PAYMENT OF $50.00 FROM FILING UNTIL CONFIRMATION. INSURANCE FOR THIS COLLATERAL WILL BE PAID VIA THE PLAN UPON MATURITY (IF REQUIRED).

3. INCOME TAX REFUNDS IF ANY WILL BE DEVOTED EACH YEAR, AS PERIODIC PAYMENTS, TOTHE PLAN'S FUNDING UNTIL PLAN COMPLETION; INCREASING THE BASE THEREBY WITHOUT THE NEED OF FURTHER NOTICE, HEARING OR COURT ORDER.

JONELLE CRUZ PEREZ
CALLE COLON CC73
VAN SCOY
BAYAMON, PR 00957

AMNELIS VILLEGAS COTTO
CALLE COLON CC73
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SIOUX FALLS, SD 57117

COOPERATIVA A/C REGLA DE ORO
RR5 BOX 8755
BAYAMON, PR 00956

COOPERATIVA A/C VEGA ALTA
PO BOX 1078
VEGA ALTA, PR 00692

CRIM BANKRUPTCY OFFICE
PO BOX 195387
SAN JUAN, PR 00919-5387

INTERNAL REVENUE SERVICE
PO BOX 7346
PHILADELPHIA, PA 19101-7346

PUERTO RICO TREASURY DEPARTMENT
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SAN JUAN, PR 00902

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ORLANDO, FL 32896-0013

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